

**SOUTH DAKOTA BOARD OF CHIROPRACTIC
EXAMINERS MEETING**

Department of Commerce and Regulation
2nd Floor Conference Room
118 West Capitol Avenue
Pierre, SD 57501

**Thursday, January 23, 2003
9:00 a.m.**

President Dr. Tom Stotz called the meeting of the South Dakota Board of Chiropractic Examiners to order at 9:00 a.m. Those present were Dr. Brad Schmidt, Dr. Donn Fahrendorf, Dr. Robin Lecy, Marcia Walter, Chris Moen, Brad Zell, Dr. Barry Winkler and Dr. Matthew McCoy from Chiropractic Alliance.

The meeting opened with new doctor matriculation. Dr. Lecy then made a motion to approve Dr. Joey Schroeder for licensure. Motion carried.

The secretary's report from December 6-7, 2002 was presented for review. Dr. Schmidt made a motion to approve the report pending the addition of Dr. Donn Fahrendorf's name to those present at the meeting. Motion passed. The treasurer report was reviewed. The board currently has \$57,945.01 in the local account and \$6,397.19 in the state account. Dr. Schmidt made a motion to approve. Motion carried.

Dr. Schmidt presented a brief report on current investigative issues regarding advertising, testimonials, etc.

Dr. Stotz explained a request received from the College on Forensic Sciences. He then entertained a motion that the board approve their course for continuing education and recognize their affiliation status with the ACA council. Dr. Lecy so moved, motion seconded and carried.

The board reviewed contracts for the upcoming fiscal year of 2004. Dr. Schmidt moved to approve Dr. Fred Deutsch's contract for Peer Review Chairman. Motion passed. Dr. Lecy made a motion to approve the contract for the physical therapy consultant. Motion passed. Dr. Fahrendorf moved to approve the contract with Hiedepriem, Widmayer and Zell for legal services. Motion passed.

The board member training initially scheduled for February 26, 2003 has been canceled by the state due to restructuring.

Discussion was held regarding the current peer review schedule for 2003. No action was taken.

Dr. Schmidt made a motion to go into executive session at 10:10 a.m. to discuss disciplinary matters. The board recessed at 10:35 a.m. to meet with Governor Rounds.

The board came out of recess at 12:20 p.m and returned to executive session. Dr. Lecy made a motion to come out of executive session at 12:50 p.m.

Dr. John Carr, Dr. Scott Munsterman, Dr. Dave Eggers, Jeff Smith Dr. Marvin Braun, Dr. Brad Boisen, Dr. Curt Kuehl, Dr. Scott Hoerick, Dr. Bruce Johnson, Dr. Shannon Moran, Dr. Wayne Carr, Dr. Allen Unruh, Dr. Jerry Fogel joined the meeting at 1:00 p.m.

Dr. John Carr on behalf of CASD discussed what they are seeing with managed care organizations in respect to reviews. CASD is requesting that the board set specific policies regarding reviewing organizations and mandatory reporting of fraudulent actions. The board will consider the request and discuss at the next meeting.

Dr. Marvin Braun presented information and a handout regarding various surface emg issues. After a lengthy discussion by all in attendance at the meeting, Dr. Stotz asked Dr. Marvin Braun and Dr. Jeff Monroe to head a committee to further research the use of surface emg, parameters, fair reimbursement for needle emg, surface emg, etc. They will be asked to update the board at the meeting in April as to their progress with this task.

In light of the information presented, Dr. Lecy entertained a motion to eliminate spinal surface emg from our current electrodiagnostic policy. Motion carried. The majority of those present excused themselves from the meeting after this discussion.

Marcia Walter presented a brief presentation on peer review statistics. Dr. Lecy entertained a motion to approve the presentation Dr. Deutsch will be giving at the annual workers comp/managed care conference in February. Motion carried.

Dr. Deutsch was asked to testify as an expert witness in a litigation case. After discussion with Brad Zell and Chris Moen, Dr. Deutsch was advised that he should not testify as peer review chairman in the case at hand. Dr. Deutsch will contact the requesting party and inform them of the decision.

Dr. Lecy entertained a motion to amend our previous policy to allow any rehab diplomate that meets the necessary qualifications be allowed to perform peer reviews. Motion passed. He also made a motion to drop our stance that CASD reviewers are a conflict of interest with peer review. Motion passed.

Dr. Stotz informed the board of issues presented by the World Chiropractic Alliance. No further action will be taken at this time.

A request was received from Palmer Chiropractic Clinic for preceptorship approval for Aaron Skonhovd/Dr. Jayson Snyder. After discussion, Dr. Fahrendorf made a motion to deny the request for reasons that will be discussed with the doctor. Motion passed.

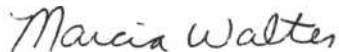
Dr. Lecy entertained a motion to approve Dr. Schmidt and Dr. Fahrendorf`s attendance and administration of the chiropractic assistant x-ray testing on March 30, 2003 in Huron, SD. Motion passed.

Discussion was held regarding American Family Insurance's requests for an opinion on the use of digital motion x-rays. Dr. Stotz will write a response to the letter and forward to the board members for approval.

Dr. Schmidt entertained a motion to table the discussion of technical components until the April meeting. Dr. Deutsch will research this issue and report back to the board.

There being no further business, Dr. Fahrendorf made a motion to adjourn the meeting at 5:00 p.m. Motion carried and the meeting was adjourned. The next scheduled meeting will be held in Sioux Falls on April 12, 2003.

Respectfully submitted,

A handwritten signature in cursive script that reads "Marcia Walter".

Marcia Walter
Executive Secretary
SDBCE